



37-1066

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#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF)

Christopher Clarke et al.)

SERIAL NO.: 10/032,416)

FILED: December 21, 2001)

FOR: Isolation of Microwave Transmission Lines)

) Group Art Unit No. 2817

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Director of Patents and Trademarks, Washington, D.C. 20231" on August 1, 2002.

Name of person signing Jennifer J. RamirezSignature 

RESPONSE TO NOTICE TO FILE MISSING PARTS
AND PETITION PURSUANT TO 37 C.F.R. § 1.47(a)

Honorable Director of
Patents and Trademarks
Washington, D.C. 20231

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AUG 16 2002

OFFICE OF PETITIONS

Dear Sir:

Submitted herewith is a Declaration for this application, signed only by the inventors Clarke, Lester and Kimber. Execution by the inventors Benson and Grimshaw has not been obtained, and therefore this Petition is required.

Appended hereto are copies of correspondence dated April 16, 2002 and June 24, 2002, when efforts were made to obtain execution of the application papers by Mr. Benson. Also appended hereto are copies of letters of April 16, 2002 and June 27, 2002 when efforts were made to obtain signature by Mr. Grimshaw. No responses from either Mr. Benson or Mr. Grimshaw have been received, and it can only be concluded that both inventors, who are former employees of the Assignee of the present application, refuse to sign the application.



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2

The last known addresses for the non-signing inventors Benson and Grimshaw are as set forth in the Declaration submitted herewith.

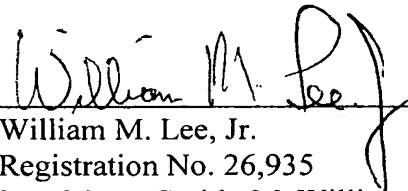
Because of the late filing of this Petition, a Petition for Extension of Time is required in addition to the fee for late filing of the Declaration and the petition fee for this Petition. The following fees are therefore submitted:

Extension fee	\$ 1440
Late Declaration	\$ 130
1.47 Petition	<u>\$ 130</u>
	\$ 1700

Good cause having been shown, granting of this Petition is solicited.

August 1, 2002

Respectfully submitted,



William M. Lee, Jr.
Registration No. 26,935
Lee, Mann, Smith, McWilliams,
Sweeney & Ohlson
P.O. Box 2786
Chicago, Illinois 60690-2786
(312) 368-6620
(312) 368-0034 (fax)

ELKINGTON AND FIFE

European Patent Attorneys & Chartered Patent Attorneys
Trade Mark Attorneys

JAMES MARCHANT, BSc, CPA, EPA,
GRAHAM BOON, MA, CPA, EPA, RTMA,
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GORDON WRIGHT, MA, DPhil, CPA, EPA,
SIMON GREENE, MA, PhD, CPA, EPA.

ROGER MOORE, MITMA, RTMA,
JONATHAN EXELL, BSc, CPA, EPA,
RICHARD GILLARD, BSc, PhD, CPA.

CONSULTANTS:
JOHN LEWIN, MA, CPA, EPA,
MARINA HALL, MA, CPA, EPA.

OUR REFERENCE
NJE/DSH/G17946US

Mr Iain Benson
Benmuir
170B Reading Road South
Church Crookham
Hampshire
GU13 0AE

Dear Mr Benson

**Re: Invention Disclosure 14224ID
Isolation of Microwave Transmission Lines
Nortel Networks Limited**

I received a phone message from you concerning the forms I sent to you with my letter of 16 April 2002, in which you raised issues concerning the payment of inventorship awards.

I have now discussed this case with members of the Patent Department at Nortel, and they have advised me that as you resigned from Nortel before the application was prepared and filed you are no longer entitled to the inventor award payment. This of course explains why you have received no such payment.

I regret that this does not seem to have been your understanding, and I would be grateful if you could now sign and return the forms which accompanied my letter of 16 April 2002 so that I may complete the formalities required for this patent application.

I wish you success in your future career.

Yours Sincerely


Nick Ertl



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BEACON HOUSE
113 KINGSWAY
LONDON WC2B 6PN
TEL: +44 (0)20 7405 3505
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E-MAIL: elkfife@elkfife.co.uk
INTERNET: www.elkfife.com

COPY

YOUR REFERENCE
14224ID

Please Reply To
Sevenoaks Office

24 June 2002

RECORDED DELIVERY

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OFFICE OF PETITIONS

ELKINGTON AND FIFE

European Patent Attorneys & Chartered Patent Attorneys
Trade Mark Attorneys

JAMES MARCHANT, BSc, CPA, EPA.
GRAHAM BOON, MA, CPA, EPA, RTMA.
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JONATHAN EXELL, BSc, CPA, EPA.
RICHARD GILLARD, BSc, PhD, CPA.

CONSULTANTS:
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MARINA HALL, MA, CPA, EPA.

OUR REFERENCE

NJE/DSH/G17946US

YOUR REFERENCE

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E-MAIL: elkfife@elkfife.co.uk
INTERNET: www.elkfife.com

PLEASE REPLY TO
SEVENOAKS OFFICE

27 June 2002

Mr Michael P Grimshaw
Mardlewood Cottage
Higher Combe
Buckfastleigh
Devon
TQ11 0JD

RECORDED DELIVERY

RECEIVED

AUG 1 6 2002

OFFICE OF PETITIONS

Dear Mr Grimshaw

**Re: Invention Disclosure 14224ID
Isolation of Microwave Transmission Lines
Nortel Networks Limited**

I wrote to you on 16 April 2002, providing various forms for signature for this US patent application, for which you are one of five inventors.

I now enclose new copies of these forms, and I would be grateful if you could sign these and return them to me by return.

Yours sincerely

Nick Ertl

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PATENT/DOCKET NO. 14224ID
CUSTOMER NO.

75

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Serial No.: 10/032,416

Filed: 21 December 2001

Title: Isolation of Microwave
Transmission Lines

§
§
§
§
§
§
§
§

Attorney Docket No.

Group Art Unit: n/a

Examiner: n/a

Commissioner for Patents
Washington, D.C. 20231

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OFFICE OF PETITIONS

POWER OF ATTORNEY FOR
PATENT APPLICATION

Nortel Networks Limited, a Canadian corporation having principal offices at:

Nortel Networks Limited
2351 Boulevard Alfred-Nobel
St. Laurent, Quebec H4S 2A9, Canada

the owner by assignment of the entire right, title and interest to the invention for Isolation of Microwave Transmission Lines, by Eric M Kimber, Michael P Grimshaw, Christopher Clarke, Iain Benson and Tim T Lester and in and to the application for patent and any Letters Patent, whether domestic or foreign, that may issue thereon, hereby appoints the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Thomas E. Smith (Reg. No. 18,243), Dennis M. McWilliams (Reg. No. 25,195), James R. Sweeney (Reg. No. 18,721), William M. Lee, Jr. (Reg. No. 26,935), Glenn W. Ohlson, (Reg. No. 28,455), David C. Brezina (Reg. No. 34,128), Jeffrey R. Gray (Reg. No. 33,391), Timothy J. Engling (Reg. No. 39,970), Gerald S. Geren (Reg. No. 24,528), Peter J. Shakula (Reg. No. 40,808), Robert F.I. Conte (Reg. No. 20,354), Howard B. Rockman (Reg. No. 22,190), Mark J. Nahnsen (Reg. No. 51,093), Mark A. Hagedorn (Reg. No. 44,731), Thomas A. Gigliotti (Reg. No. 37,579), Eric P. Jensen (Reg. No. 37,647), Erik J. Fako (Reg. No. 42,522), Russell Todd Morgan (Reg. No. 43,815), John H. Vynalek (Reg. No. 37,254), John R. Witcher (Reg. No. 39,877), Lindsay McGuinness (Reg. No. 38,549), Holmes Anderson (Reg. No. 37,272), Chris Cianciolo (Reg. No. 42,417), Dennis Haszko (Reg. No. 39,575), John D. Crane (Reg. No. 25,231), Howard R. Greenberg (Reg. No. 26,171), Paul Hashim (Reg. No. 31,618), Randall Mishler (Reg. No. 42,006), Kevin L. Smith (Reg. No. 38,620), Bernard Tiegerman (Reg. No. 29,707), Matthew Vella (Reg. No. P-50,204);

April 1, 2002

its attorneys with full power of substitution and revocation, to prosecute all domestic and foreign patent applications, including PCT and EPO filings, relating to said invention and to transact all business connected therewith, including signing of all papers on its behalf and making alterations and amendments.

To the best of Nortel Networks Limited's knowledge and belief, title is in the assignee seeking to take the action. Each of the attached documents is a true copy of the original assignment(s).

Please address all correspondence and telephone calls regarding this application to:

Lee, Mann, Smith, McWilliams, Sweeney & Ohlson, P.O. Box 2786, Chicago, Illinois 60690-2786, telephone number (312) 368-1300.

The undersigned is the representative for the Assignee of the entire right, title, and interest in the patent application identified above, and is authorized to act on behalf of the Assignee.

Helen Priddle
Date 1 July 2002

NORTEL NETWORKS LIMITED

HELEN PRIDDLE
Name:
PATENT ASSOCIATE
Title

April 1, 2002



FILE NO. 14224ID
United States of America

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PATENT APPLICATION
ASSIGNMENT

FOR VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, I (we) the undersigned, whose full post office address(es) is(are) listed below my (our) name(s), do hereby sell, assign and transfer to:

NORTEL NETWORKS LIMITED

(hereinafter "Nortel"), its successors, assigns and legal representatives, whose full post office address is:

2351 Boulevard Alfred-Nobel
St. Laurent, Quebec
Canada, H4S 2A9

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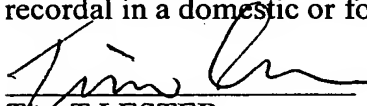
all their right, title, and interest worldwide in and to the invention relating to

ISOLATION OF MICROWAVE TRANSMISSION LINES

as described in an application for letters patent filed in US on 21 December 2001 and given serial number 10/032,416, as well as all rights and privileges including priority rights arising from the aforesaid application and corresponding applications in other countries, all continuations, continuations-in-part, divisions, renewals, substitutes or reissues thereof, and all the rights and privileges under any and all letters patent that may be granted for said invention.

I (We) undertake without charges to Nortel but at its request and expense to execute all documents, take all oaths and do all reasonable acts to enable Nortel, its successors assigns and legal representatives to procure and maintain patent or any other intellectual property protection for said invention in any and all countries and to vest title thereto to Nortel, its successors assigns and legal representatives.

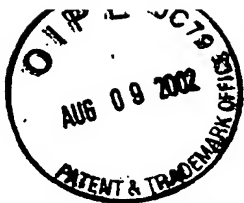
THE UNDERSIGNED hereby authorizes the firm of Elkington and Fife whose full office address is Prospect House, 8 Pembroke Road, Sevenoaks, Kent, TN13 1XR, GB to correct clerical errors in this Assignment or to insert any further identification or other information necessary or desirable to make this Assignment suitable for recordal in a domestic or foreign Patent Office.


Tim T LESTER
155 Abbeyhill Drive
Kanata
Ontario
K2L 2E9
Canada

23/04/2002
Date


Witness Signature

BRIAN RIOUX
~~23/04/2002~~
Witness Name (Print)



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PTO/SB/01 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐

Declaration
Submitted
with Initial
Filing

OR

☒

Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

Attorney Docket Number

First Named Inventor

COMPLETE IF KNOWN

Application Number

10/032,416

Filing Date

12/21/2001

Art Unit

Examiner Name

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ISOLATION OF MICROWAVE TRANSMISSION LINES

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OFFICE OF PETITIONS

(Title of the Invention)

the specification of which

☐

is attached hereto

OR

☒

was filed on (MM/DD/YYYY)

12/21/2001

as United States Application Number or PCT International

Application Number

10/032,416

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

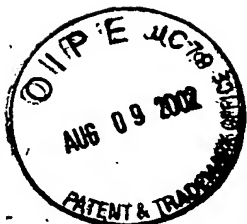
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input type="checkbox"/> Customer Number or Bar Code Label		<input type="checkbox"/> OR <input checked="" type="checkbox"/> Correspondence address below	
Lee, Mann, Smith, McWilliams, Sweeney & Ohlson			
Name			
The Rookery Building, Suite 410, 209 South La Salle Street			
Address			
Chicago		Illinois	60604-1202
City		State	ZIP
United States of America		(312) 368-1300	(312) 368-0034
Country		Telephone	Fax
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR :		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Eric M (first and middle [if any])		Family Name KIMBER or Surname	
Inventor's Signature <i>E.M. Kimber</i>		Date 22/4/02	
Paignton	Devon	UK	UK
Residence: City	State	Country	Citizenship
Mailing Address 26 Osney Crescent			
Paignton	Devon	TQ4 5EY	UK
City	State	ZIP	Country
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Christopher (first and middle [if any])		Family Name CLARKE or Surname	
Inventor's Signature <i>C. Clarke</i>		Date 22/4/02	
Torquay	Devon	UK	UK
Residence: City	State	Country	Citizenship
Mailing Address 26 Mead Road			
Torquay	Devon	TQ2 6TF	UK
City	State	ZIP	Country
<input checked="" type="checkbox"/> Additional inventors are being named on the 3 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.			



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PTO/SB/02A (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

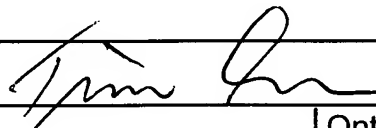
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DECLARATION

ADDITIONAL INVENTOR(S)

Supplemental Sheet

Page 3 of 3

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Tim T		Family Name or Surname LESTER	
Inventor's Signature 		Date 23/04/2002	
Kanata Residence: City	Ontario State	Canada Country	Canada Citizenship
155 Abbeyhill Drive Mailing Address			
Mailing Address			
city Kanata	Ontario State	K2L 2E9 ZIP	Canada Country
Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Iain		Family Name or Surname Benson	
Inventor's Signature		Date	
Residence: City Church Crookham	Hampshire State	United Kingdom Country	United Kingdom Citizenship
Mailing Address 170B Reading Road South			
Mailing Address			
city Church Crookham	Hampshire State	GU13 0AE ZIP	United Kingdom Country
Name of Additional Joint Inventor, if any:		<input checked="" type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name Michael P.		Family Name or Surname Grimshaw	
Inventor's Signature		Date	
Church Crookham Residence: City	Hampshire State	United Kingdom Country	United Kingdom Citizenship
Mailing Address 170B Reading Road South			
Mailing Address			
city Church Crookham	Hampshire State	GU13 0AE ZIP	UNITED KINGDOM Country

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DA C
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF

Christopher Clarke et al.

SERIAL NO.: 10/032,416

FILED: December 21, 2001

FOR: Isolation of Microwave Transmission Lines

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) Group Art Unit No. 2817
)
)
)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Commissioner for Patents, Washington, D.C. 20231, Box:" on August 1, 2002.

Name of person signing Jennifer J. Ramirez

Signature

PETITION FOR EXTENSION OF TIME

Honorable Director of Patents
and Trademarks
Washington, D.C. 20231

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OFFICE OF PETITIONS

Dear Sir:

In accordance with the provisions of 37 C.F.R. Section 1.136, the applicant hereby petitions for an automatic extension of time of 4 months to respond to the Notice to File Missing Parts of February 22, 2002. Response will therefore be timely if filed with the Patent and Trademark Office no later than August 22, 2002.

In accordance with the provisions of 37 C.F.R. Section 1.17, the required fee of \$1440 is attached hereto.

August 1, 2002

Respectfully submitted,

08/12/2002 AWONDAF1 00000014 10032416

01 FC:118

1440.00 DP

William M. Lee, Jr.
Registration No. 26,935

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Sweeney & Ohlson
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